

Federal Defenders
OF NEW YORK, INC.

David E. Patton
Executive Director

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DOC #:
DATE FILED: 11/5/21

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ict of New York
Jennifer L. Brown
Attorney-in-Charge

November 2, 2021

BY ECF

Honorable Alison J. Nathan
United States District Judge
Southern District of New York
40 Foley Square
New York, New York 10007

**Re: United States v. Franklin Hernandez a/k/a Tomala
21 Cr. 367 (AJN)**

Dear Judge Nathan,

I write to withdraw the motion to dismiss that is pending at docket numbers 19 and 20. The parties are in the final stages of reaching a pre-trial agreement and we do not wish to pursue the motion further. The government, by Assistant United States Attorney Kevin Sullivan, consents to this request.


SO ORDERED.

Thank you for your consideration.

This resolves docket numbers 19 and 27.

Respectfully submitted,

/s/
Sylvie Levine
Assistant Federal Defender


11/5/21
SO ORDERED.
ALISON J. NATHAN, U.S.D.J.